

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled **COMMUNICATION DEVICE, TRANSMISSION CONTROL METHOD, AND PROGRAM PRODUCT**, the specification of which:

- is attached hereto.
- was filed on _____ as Application Serial No. _____.
- and was amended on _____ (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the patentability as defined in Title 37, Code of Federal Regulations, § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119(a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed:

<u>Prior Foreign Application(s)</u>	<u>Priority Claimed</u>		
2003-124527	Japan	March 25, 2003	<input checked="" type="checkbox"/> <input type="checkbox"/>
(Number)	(Country)	(Filing Date)	Yes No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

<u>(Application Serial No.)</u>	<u>(Filing Date)</u>
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I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>(Application Serial No.)</u>	<u>(Filing Date)</u>	<u>None</u>
		<u>(Status-patented, pending, abandoned)</u>

I hereby appoint the following attorneys to prosecute said patent application and to transact all business in the Patent and Trademark Office connected therewith:

Greg H. Zayia	48,059	Anthony P. Curtis	46,193
John C. Freeman	34,483	Vincent J. Gnoffo	44,714
Sanders N. Hillis	45,712	Horie Tadashi	40,437
Dean E. McConnell	44,916	Charles M. McMahon	44,926
John G. Rauch	37,218	Susan D. Reinecke	40,198
Gustavo Siller, Jr.	32,305	Richard E Stanley, Jr.	45,662

Please address all correspondence and telephone calls to Tadashi Horie in care of:

Brinks Hofer Gilson & Lione
NBC Tower, Suite 3600
P.O. Box 10395
Chicago, IL 60610
(312)321-4200

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Inventor's Signature _____ Date: _____

Full name of sole or first inventor Motoharu MIYAKE
Residence Yokosuka-shi, Kanagawa, Japan
Citizenship Japanese
Post Office Address c/o Intellectual Property Department, NTT DoCoMo, Inc.
SANNO PARK TOWER, 11-1, Nagatacho 2-chome, Chiyoda-ku,
Tokyo 100-6150 Japan

Inventor's Signature _____ Date: _____

Full name of second inventor Hiroshi INAMURA
Residence Yokohama-shi, Kanagawa, Japan
Citizenship Japanese
Post Office Address c/o Intellectual Property Department, NTT DoCoMo, Inc.
SANNO PARK TOWER, 11-1, Nagatacho 2-chome, Chiyoda-ku,
Tokyo 100-6150 Japan

Inventor's Signature _____ Date: _____

Full name of third inventor Osamu TAKAHASHI
Residence Kunitachi-shi, Tokyo, Japan
Citizenship Japanese
Post Office Address c/o Intellectual Property Department, NTT DoCoMo, Inc.
SANNO PARK TOWER, 11-1, Nagatacho 2-chome, Chiyoda-ku,
Tokyo 100-6150 Japan

Inventor's Signature _____ Date: _____

Full name of fourth inventor _____
Residence _____
Citizenship _____
Post Office Address _____